

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
WICHITA FALLS DIVISION**

X CORP.,)	
)	
<i>Plaintiff,</i>)	
v.)	
)	
WORLD FEDERATION OF)	
ADVERTISERS; MARS,)	
INCORPORATED; CVS HEALTH)	
CORPORATION; ØRSTED A/S; and)	Civil Action No. 24-cv-00114-B
TWITCH INTERACTIVE, INC.,)	
)	
<i>Defendants.</i>)	
)	
)	
)	
)	
)	

**JOINT MOTION TO EXTEND DEADLINES
AND IMPLEMENT JOINT BRIEFING SCHEDULE**

Plaintiff X Corp. (“X” or “Plaintiff”) and Defendants World Federation of Advertisers (“WFA”); Mars, Incorporated (“Mars”); CVS Health Corporation (“CVS”); and Ørsted A/S (“Ørsted”) (collectively, the “Defendants,” and with Plaintiff, the “Parties”) respectfully file this Joint Motion to Extend Deadlines and Implement Joint Briefing Schedule (the “Motion”) and urge that it be granted.

On August 13, 2024, Plaintiff filed this action alleging antitrust claims under Section 1 of the Sherman Act. *See* Complaint (ECF No. 1). On November 18, 2024, Plaintiff filed its First Amended Complaint. By order of the Court (ECF. No. 65), the deadline for Defendants and Twitch Interactive, Inc. (“Twitch”) to answer or otherwise respond to Plaintiff’s Complaint was extended to January 24, 2025.

Plaintiff has now informed Defendants of its intention to seek leave to file a Second Amended Complaint, in which it will add multiple additional defendants. The Parties therefore

seek to extend deadlines to allow time for Defendants to evaluate the proposed Second Amended Complaint, and negotiate a joint briefing schedule as applicable, if it is accepted by the Court. (Twitch has advised the Parties that it is in the process of retaining Texas counsel and that it is in agreement with the Parties' proposal, as set forth below.)

Good cause exists for these extensions. *See* Fed. R. Civ. P. 6(b)(1)(A). In light of Plaintiff's intention to seek leave to file a Second Amended Complaint, a joint briefing schedule and extended deadlines will facilitate more efficient, streamlined briefing among the Defendants, and promote judicial efficiency. Accordingly, the Parties respectfully request the following extensions to the currently applicable deadlines, incorporating the same time intervals set forth in the Court's prior scheduling order (ECF No. 65):

1. The deadline for Defendants (including Twitch) to answer or otherwise respond to Plaintiff's Amended Complaint is adjourned until February 14, 2025. Plaintiff's deadline to respond to Defendants' responsive motions is April 8, 2025. Defendants' deadline to file reply briefs is June 10, 2025.

2. By no later than January 20, 2025, Plaintiff will share with the existing Defendants a draft of the proposed Second Amended Complaint.

3. By no later than January 23, 2025, Defendants will advise Plaintiff whether they intend to oppose Plaintiff's anticipated motion for leave to file the proposed Second Amended Complaint.

4. By no later than January 24, 2025, Plaintiff will file a motion for leave to file the Second Amended Complaint.

- If the motion is opposed, Defendants will file their response to Plaintiff's motion for leave to file the Second Amended Complaint by February 14.
- If the motion is unopposed, Defendants will have no obligation to respond to the Amended Complaint and will instead respond to the Second Amended Complaint in accordance with the following paragraphs.

5. If the Court grants Plaintiff leave to file the Second Amended Complaint, within 21 days, the parties—including any newly added defendants that have been served or have agreed to waive service—will confer and submit to the Court a proposed consolidated schedule for moving to dismiss or otherwise responding to the Second Amended Complaint. The Parties will use their reasonable best efforts to agree on a coordinated response deadline for all defendants.

6. Plaintiff will not seek further leave to amend the Second Amended Complaint to name additional defendants unless and until defendants' anticipated motions to dismiss are denied such that they are required to file answers to the operative complaint, as may be necessary, and the Court enters a Scheduling Order.

This joint briefing schedule will be in the interests of justice and judicial economy and does not prejudice any Party. Accordingly, the Parties respectfully urge that the Court grant this Joint Motion and extend the requested deadlines.

Dated: January 10, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on January 10, 2025, a true and correct copy of the foregoing instrument was served on all counsel of record using the Court's electronic filing system.

/s/ C. Jason Fenton